

ORDINANCE NO. 054-2025(COTW), *Second
Reading*

By President Cuda

An Ordinance amending Section 121.01, "Powers and Duties," of Chapter 121, *Mayor*, of the Codified Ordinances of the City of Cleveland Heights, Ohio.

WHEREAS, City Council ("Council") is the budget authority for the City as described in Article IX, Sections 1 and 2 of the City's Charter; and

WHEREAS, the budget process requires that City Council have sufficient time to review, ask questions and possibly offer modifications to the Mayor's proposed budget, such that the receipt of timely information from the administration is of paramount importance; and

WHEREAS, Article IX, Section 1 of the Charter requires that, no later than November 15th each year, the Mayor is to submit an estimate of revenues and expenditures for the ensuing fiscal year to the Council; and

WHEREAS, Section 5705.38 of the Ohio Revised Code provides that on or about the first day of each fiscal year, Council is to pass an annual appropriation measure using the Mayor's estimate as a basis pursuant to Art. IX, Section 2 of the Charter, which appropriations shall not exceed the estimated revenues of the municipality; and

WHEREAS, the above-referenced deadlines for submission of the estimated revenues and expenditures and the annual appropriations measure result in an insufficient amount of time for City Council to properly discharge its budget-related responsibilities; and

WHEREAS, consistent with Article II and Article IX, Section 1 of the Charter, Council may require submission of the Mayor's estimate of revenues and expenditures to the Council by a date that is earlier than November 15; and

WHEREAS, an earlier deadline will better enable the Council to perform its responsibilities and properly attend to the complexities of the budget process.

BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. Section 121.01, "Powers and Duties," of Chapter 121, *Mayor*, of the Codified Ordinances of the City of Cleveland Heights, Ohio is hereby amended to read as follows:

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121.01 POWERS AND DUTIES.

- (a) Except as specifically provided by the Charter or by legislative act of Council, the duties and functions of departments, divisions or individual employees shall be as prescribed by the Mayor.
- (b) The Mayor shall serve as both the chief administrative and chief executive officer of the City. The Mayor shall be the appointing authority for the City, as well as the Director of Public Safety. He shall perform such duties as are required by the Charter or by legislation enacted by Council.
- (c) On or before November 1 of each year, the Mayor shall submit to the Council the estimate of the expenditures and revenues of the City departments for the ensuing year in accordance with Article IX, Section 1 of the City's Charter.

SECTION 2. The prior version of C.O. § 121.01 is hereby repealed in its entirety.

SECTION 3. It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights, or by posting the full text of this Ordinance on the City's website.

SECTION 5. This Ordinance shall take effect and be in force at the earliest time permitted by law.



TONY CUDA
President of Council



ADDIE BALESTER
Clerk of Council

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PASSED: May 5, 2025

Presented to Mayor: 05/07/2025 Effective date: 05/16/2025*

KAHLIL SEREN
Mayor

*Effective date per Article IV, Section 5 of the Codified Ordinances of the City of Cleveland Heights